

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

No. C-10-1321 MHP

BORIS Y. LEVITT and CATS AND DOGS ANIMAL
HOSPITAL, INC.,

Plaintiffs,

vs.

YELP! INC.,

Defendant.

No. C-10-2351 MHP

CATS AND DOGS ANIMAL HOSPITAL, INC., et al.

Plaintiffs

vs.

YELP! INC.,

Defendant.

**ORDER RE CMCS
AND DISCOVERY**

These actions are scheduled on this court's calendar for July 19, 2010 at 2:00 p.m. for a motion to consolidate and for Case Management Conferences ("CMC").¹ The court will also treat this as a Rule 26(f) conference and the parties should be prepared to discuss matters accordingly. Activity around discovery has been occurring in the C-10-2351 action, which was received in this district on May 28, 2010 on an order transferring the action from the Central District.

1 The parties are instructed to refrain from conducting discovery (other than initial
2 disclosures), making discovery requests, and filing motions regarding discovery (for which this
3 court uses more efficient tools). At the CMC the court will take up with the parties in both actions
4 pretrial plans for the cases including discovery plans, i.e., Federal Rules of Civil Procedure 16 and
5 26 plans, and the setting of dates to accomplish necessary discovery. Initial disclosures, if not
6 accomplished already, should proceed; all other discovery is in abeyance until resolved at the CMC.

7 The date of July 26, 2010, for which a motion related to discovery is noticed, is vacated and
8 the matter will be taken up at the CMC on July 19 in connection with discovery plans, and not as a
9 motion.

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IT IS SO ORDERED.

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Date: July 8, 2010

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MARILYN HALL PATEL
United States District Court Judge

1 **ENDNOTES**

2 1. If counsel in C-10-2351 are unaware of this date or believe the CMC is set for another date, this
3 order advises them that the CMC in both actions will be held on July 19 and their Joint CMC
Statements shall be filed in C-10-2351 on or before July 15, 2010. The date for filing the Joint CMC
Statement is C-10-1321 remains July 12, 2010, per the standing order.

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